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2 UNITED STATES DISTRICT COURT  
3 DISTRICT OF NEVADA

4 Mohamed Abdalla Mahmoud,

5 Petitioner

6 v.

7 Brian Williams,

8 Respondent

Case No.: 2:23-cv-01123-CDS-DJA

Order Instructing Petitioner to File an IFP  
Application or Pay the Filing Fee

[ECF No. 1]

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10 Petitioner Mohamed Abdalla Mahmoud, a *pro se* Nevada prisoner, has not properly  
11 commenced this habeas action by either paying the standard \$5.00 filing fee or filing an  
12 application for leave to proceed *in forma pauperis* ("IFP").

13 Pursuant to 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00  
14 filing fee is required to initiate a habeas action in a federal district court. The Court may  
15 authorize an indigent prisoner to begin a habeas action without paying the \$5 fee if he or she  
16 submits an IFP application on the approved form and includes three specific documents: (a) the  
17 prisoner's financial declaration and acknowledgement showing an inability to prepay fees and  
18 costs, (b) a financial certificate signed by the prisoner and an authorized prison official, and (c) a  
19 copy of the prisoner's account statement for the six-month period prior to filing. 28 U.S.C.  
20 § 1915(a); LSR 1-1, LSR 1-2.

21 Petitioner will have 45 days from the date of this order to either pay the \$5 filing fee or  
22 submit a complete IFP application with all required documentation.

23 I THEREFORE ORDER that the initial screening of the Petition for Writ of Habeas  
24 Corpus (ECF No. 1-1) under the Rules Governing Section 2254 Cases is deferred to until such  
25 time as he has fully complied with this order.  
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1 The Clerk of Court is instructed to send petitioner a blank form IFP application for  
2 incarcerated litigants along with instructions, and a copy of this order.

3 I further order that, within 45 days of the date of this order, petitioner must file an IFP  
4 application that includes a: (a) financial certificate signed by petitioner and an authorized  
5 prison official, (b) financial declaration and acknowledgement signed by petitioner, and (c) copy  
6 of petitioner's inmate account statement for the six-month period prior to filing. Alternatively,  
7 petitioner must pay the \$5 filing fee within 45 days of the date of this order. If petitioner  
8 decides to pay the filing fee from his inmate account, he must arrange to have a copy of this order  
9 attached to the check for the filing fee.

10 It is further ordered that petitioner's failure to comply with this order within 45 days by  
11 either submitting a complete IFP application, or paying the filing fee will result in the dismissal  
12 of this action without prejudice and without further advance notice.

13 DATED: August 9, 2023

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16 UNITED STATES DISTRICT JUDGE  
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